

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 14, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, September 7, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, September 14, 2004.
- 4) **PUBLIC HEARINGS:**
 - A. Comprehensive Plan Amendment 04020, requested by the Director of Planning on behalf of the Nebraska Department of Roads, to amend the Mobility and Transportation element of the 2025 Lincoln/Lancaster County Comprehensive Plan, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status beginning at the planned South Beltway interchange just south of Saltillo Road and ending at Interstate 80. (See New Business Item 5A for correlating resolution.)
- 5) **NEW BUSINESS:**
 - A. A resolution in the matter of Comprehensive Plan Amendment 04020, requested by the Director of Planning, on behalf of the State of Nebraska, Department of Roads, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A". (R-04-0113)

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL
CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER
ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY
ACCOMMODATE YOUR NEEDS.**

5) **NEW BUSINESS CONTINUED:**

- B. An application for a Special Designated License from the Wine Merchants, Inc. to provide liquor beverage service for a wedding reception on Friday, October 1, 2004 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street.
- C. A cooperative agreement with the United States Department of the Interior, U.S. Geological Survey for joint funding of water resources investigations. The agreement is for the operation and computation of records for four gaging stations, which are Salt Creek at Roca, Little Salt Creek near Lincoln, Stevens Creek near Lincoln and Rock Creek near Ceresco. The County will pay \$9,145 for the service. Term of the agreement is October 1, 2004 to September 30, 2005. (C-04-0436)
- D. An agreement with Bollerup Law Office, P.C. for legal representation to indigent parents and juveniles in the Separate Juvenile Court of Lancaster County pursuant to Neb. Rev. Stat. §43-247(1), (2), (3)(a) and (b), (4), (5), (6) and (8). The County will pay up to \$243,000 for the services. Term of the agreement is from January 1, 2005 to December 31, 2007. (C-04-0437)
- E. An agreement between the State Court Administrator's Office, Clerk of the District Court and Juvenile Court to install the Judicial Users System to Improve Court Efficiency (JUSTICE) system. (C-04-0438)
- F. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the Alternatives with Accountability Project. The County will receive \$209,874 in funds and there is a County required match of \$20,987. Term of the grant award is September 1, 2004 to August 31, 2005. (C-04-0440)
- G. An agreement with Anderson, Creager & Wittstruck, P.C. for legal representation to indigent parties in proceedings arising pursuant to Neb. Rev. Stat. §43-247(1), (2), (3)(a) and (b), (4), (5), (6) and (8) in the Separate Juvenile Court of Lancaster County. Term of the agreement is from January 1, 2005 to December 31, 2007. The County will pay up to \$243,000 for the services. (C-04-441)
- H. An interlocal agreement between the City of Lincoln, Lancaster County and the Village of Malcolm for sales outlet locations for the Lincoln/Lancaster County keno lottery within Malcolm. The agreement is for a period of five years, effective upon execution. The proceeds will be distributed in the following manner: (1) Six percent of the gross keno proceeds to Malcolm; (2) Two percent of the gross proceeds to pay the state lottery tax; (3) One percent of the gross proceeds to Lincoln for administration costs; (4) 30 percent of the remaining proceeds to Lancaster County; and (5) 70 percent of the remaining proceeds to Lincoln. (C-04-0442)

5) **NEW BUSINESS CONTINUED:**

- I. A grant contract with Lighthouse, Inc. for funding for the After School Program, in the amount of \$15,000. Term of the agreement is July 1, 2004 to June 30, 2005. (C-04-0443)
- J. A grant contract with the Hispanic Community Center for funding for the Open Door Program, in the amount of \$12,500. Term of the agreement is July 1, 2004 to June 30, 2005. (C-04-0444)
- K. An addendum to an agreement with the Institute for Social and Economic Development, under County Contract C-02-0118, to provide evaluation of the Lancaster County Adult Drug Court through the recidivism impact analysis, a drug court impact analysis and an annual report. The addendum extends the performance period and final reporting due date to December 31, 2004. (C-04-0439)
- L. Recommendation from the Purchasing Agent and the County Engineer to award a bid for gravel hauling for various stockpiles within Lancaster County as follows: (B-04-0038)

Project 05-09H - 4,000 Tons - Davey Stockpile

Western Sand (Hauler)	\$2.20/ton	\$ 8,800
Western Sand (Producer)	\$6.90/ton	<u>\$27,500</u>
Total Davey Stockpile		\$36,400

Project 05-10H - 6,500 Tons - Raymond Maintenance Station Stockpile

H & H Trucking (Hauler)	\$2.72/ton	\$17,680
Bluff Gravel (Producer)	\$6.25/ton	<u>\$40,625</u>
Total Raymond Maintenance Station Stockpile		\$58,305

Project 05-11H - 7,000 Tons - Roca Maintenance Station Stockpile

LeRoy Hiskey Trucking (Hauler)	\$4.00/ton	\$28,800
Lyman-Richey (Producer)	\$6.75/ton	<u>\$47,250</u>
Total Roca Maintenance Station Stockpile		\$75,250

Project 05-12H - 3,000 Tons - South 68th Street Stockpile

Westover Trucking (Hauler)	\$4.85/ton	\$14,550
Lyman-Richey (Producer)	\$6.75/ton	<u>\$20,250</u>
Total South 68 th Street Stockpile		\$34,800

Project 05-13H - 3,000 Tons - Southwest 12th & Saltillo Road Stockpile

Buel Trucking (Hauler)	\$3.85/ton	\$11,550
Lyman-Richey (Producer)	\$6.75/ton	<u>\$20,250</u>
Total Southwest 12 th & Saltillo Road Stockpile		\$31,800

5) **NEW BUSINESS CONTINUED:**

Project 05-14H - 1,800 Tons - Southwest 100th Street & Hallam Road Stockpile

Westover Trucking (Hauler)	\$6.14/ton	\$11,052
Lyman-Richey (Producer)	\$6.75/ton	<u>\$12,150</u>
Total Southwest 100 th Street and Hallam Road Stockpile		\$23,202

Project 05-15H - 4,500 Tons - Walton Maintenance Station Stockpile

Western Sand (Hauler)	\$2.60/ton	\$11,700
Western Sand (Producer)	\$6.90/ton	<u>\$31,050</u>
Total Walton Maintenance Station Stockpile		\$42,750

Project 05-16H - 8,200 Tons - Waverly Maintenance Station Stockpile

Buel Trucking (Hauler)	\$2.30/ton	\$18,860
Lyman-Richey (Producer)	\$6.75/ton	<u>\$55,350</u>
Total Waverly Maintenance Station Stockpile		\$74,210

Project 05-17H - 3,000 Tons - Emerald Maintenance Station Stockpile

H & H Trucking (Hauler)	\$4.07/ton	\$12,210
Bluff Gravel (Producer)	\$6.25/ton	<u>\$18,750</u>
Total Emerald Maintenance Station Stockpile		\$30,960

Project 05-18H - 4,000 Tons - Southwest 98th Street and Saltillo Road Stockpile

H & H Trucking (Hauler)	\$4.82/ton	\$19,280
Bluff Gravel (Producer)	\$6.25/ton	<u>\$25,000</u>
Total Southwest 98 th Street & Saltillo Road Stockpile		\$44,280

Total of hauling and production **\$451,957**

- M. Recommendation from the Purchasing Agent and the County Property Manager to award a bid to Sprague Roofing Company, in the amount of \$61,400, to remove the existing roof and to install a new roof on the Midtown Center building, located at 2966 "O" Street. (B-04-0040)

- N. Recommendation from the Purchasing Agent, the County Property Manager and the Project Engineer to award a bid to Cheever Construction Company, in the amount of \$331,335, for the CenterPointe Juvenile Drug Rehabilitation Remodel to meet the needs of the Juvenile Detention Center. The price reflects the base bid price of \$408,575 with the deduction of Alternate 1 (-\$17,240) and Alternate 5 (-\$60,000). (B-04-0041)

6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. County Assessor/Register of Deeds' Monthly Report for August, 2004.
2. Clerk of the District Court's Monthly Report for August, 2004.
3. County Clerk's Monthly Report for August, 2004.
4. Lancaster Manor's Monthly Report.
5. Noxious Weed Control Authority's Monthly Report for August, 2004.
6. Noxious Weed Control Authority's Monthly Report for August, 2004 for the Combined Weed Program with the City of Lincoln.
7. Records & Information Management's Monthly Report for August, 2004.

B. Setting of public hearings for Tuesday, September 28, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. **County Special Permit 04043**, requested by Audubon Nebraska, for authority to construct and operate an educational philanthropic institution to be used as a nature center, on property generally located at Southwest 100th Street and Saltillo Road in Lancaster County, Nebraska.
2. **County Change of Zone 04053**, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska.

C. Request from Laura Brende, an employee with the Lancaster County Sheriff's Office, to voluntarily participate in the County's retirement plan having met the requirements.

D. Quitclaim deeds relating to road construction between Lancaster County and the following:

- ▶ Richard D. and Elaine A. Caster between South 56th and South 70th Streets
- ▶ Daniel G. and Susan A. Maizner between South 56th and South 70th Streets
- ▶ Clark T. Splichal between South 56th and South 70th Streets
- ▶ Michael P. and Lynette S. Wilson between South 56th and South 70th Streets

7) **EMERGENCY ITEMS AND OTHER BUSINESS:**

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, September 16, 2004, beginning at 8:15 a.m., in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

9) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, SEPTEMBER 14, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 7, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 50 additions and deductions to the tax assessment rolls per Exhibit "A".

- 4) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS FOR THE FOLLOWING:**

Capitol City Christian Church
Sacred Heart Church

- 5) **ADJOURNMENT:**

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